



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**VOLLHARDT et al**

Atty. Ref.: **4804-2**

Serial No. **10/559,625**

Group: **Unassigned**

Filed: **December 6, 2005**

Examiner: **Unassigned**

For: **TOPICAL AGENT CONTAINING PHYTANIC ACID OR A  
DERIVATIVE THEREOF**

\* \* \* \* \*

March 22, 2006

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO AND REQUEST FOR WITHDRAWAL OF ERRONEOUSLY ISSUED  
NOTIFICATION OF MISSING REQUIREMENT**

Sir:

The following comments and attachments hereto are intended to be fully responsive to the Notification of Missing Requirements dated March 1, 2006 (copy attached, and hereinafter referred to as "the Notification"), which set a nominal response due date of May 1, 2006. Specifically, as will become evident from the discussion below and attached evidence, the Notification was issued in error and therefore should be withdrawn.

Applicants note in this regard that the Notification alleges that the translation of the application into English and the processing fee have not been filed. However, the records of the applicants' undersigned attorney show that such formalities were in fact timely filed in the U.S. Patent and Trademark Office on December 6, 2005. A copy of date-stamped postcard receipt which evidences the Office's acknowledgement of receipt of the certified English-language translation of the application on that date is attached as Exhibit A. In the event the translation has become misplaced in the Office's records, a duplicate copy of the same as filed on December 6, 2005 is also attached.

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Transmittal Notice Phase

Serial No.: PG/EP 2004/006520 Atty: BHD  
 Applicant: Volkhard et al Date: 12-6-05  
 Title: Tropical Agent, etc Client: 4804  
 Ref: 2

X Amendment  
29 Pages Specification, claims & drawings -  
16 Claims Certified Translations  
 Sheets Drawings: Formal \_\_\_\_\_  
 Informal \_\_\_\_\_  
X Declaration (1 Pages)  
X Assignment 10/559625  
 Priority Document  
940 Base Issue Fee Transmittal  
 Fee (Check) Credit Card

Other: IOS

TIPTB

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